

ORIGINAL

Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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Federal Communications Commission
Office of Secretary

FLORIDA CABLE
TELECOMMUNICATIONS ASSOCIATION,
INC., COX COMMUNICATIONS GULF
COAST, L.L.C., *et. al.*

Complainants,

v.

GULF POWER COMPANY,

Respondent.

E.B. Docket No. 04-381

To: Office of the Secretary

Attn: The Honorable Richard L. Sippel
Chief Administrative Law Judge

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NOTICE OF DEPOSITION OF DAVID TESSIERI

PLEASE TAKE NOTICE that, pursuant to 47 C.F.R. § 1.315, commencing on February 23, 2006 at 9:00 a.m. Central Time and continuing on February 24, 2006 as necessary, counsel for Complainants will take the deposition upon oral examination of David Tessieri. By agreement, the deposition will be taken at the offices of Beggs & Lane, LLP, 501 Commendencia Street, Pensacola, Florida 32591, before a person authorized to administer oaths and take testimony. The deposition will be recorded by stenographic means and/or sound or video. The deposition will be used for purposes of discovery and/or for use as evidence at a trial/hearing.

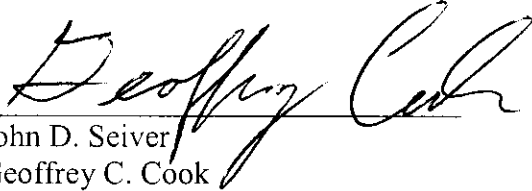
The deposition will ask Mr. Tessieri to testify regarding the matters set forth below:

- Gulf Power's contacts with Osmose, Inc. and Osmose Utilities Services;
- The Statement of Work for Joint Use Audit prepared for Gulf Power Company;

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List A B C D E

- The Pole Audit conducted by Osmose for Gulf Power Company, including, but not limited to, field work, inventory process, quality standards, data collection, project communications, Gulf Power and Osmose deliverables, costs, schedules, assumptions, and pole attributes and classifications;
- Osmose and/or Gulf Power's intermediate reports on the pole survey;
- Osmose and/or Gulf Power's preliminary and final reports on the pole survey;
- Osmose pole photographs;
- Osmose Joint Use Audit Deliverables and Shape Files, including those contained on computer disks provided to Complainants on January 9, 2006;
- Photographs, data, and other materials contained in Gulf Power's January 20, 2006 Fifty Pole Identification;
- Gulf Power's utility poles;
- Complainants' attachments on Gulf Power's poles;
- Gulf Power's pole attachment procedures;
- the capacity of Gulf Power's poles;
- entities attached to Gulf Power's poles; and
- contentions made in Gulf Power's pleadings in this matter.

Respectfully submitted,



John D. Seiver

Geoffrey C. Cook

Rita Tewari

COLE, RAYWID & BRAVERMAN, LLP

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Counsel for

**FLORIDA CABLE TELECOMMUNICATIONS
ASSOCIATION, COX COMMUNICATIONS GULF
COAST, L.L.C., COMCAST CABLEVISION OF
PANAMA CITY, INC., MEDIACOM SOUTHEAST,
L.L.C., and BRIGHT HOUSE NETWORKS, L.L.C.**

Michael A. Gross

Vice President,

Regulatory Affairs and

Regulatory Counsel

FLORIDA CABLE

TELECOMMUNICATIONS ASS'N, INC.

246 East Sixth Ave., Suite 100

Tallahassee, FL 32303

(850) 681-1990

February 6, 2006

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing *Notice of Deposition of David Tessieri* has been served upon the following by electronic mail and U.S. Mail on this the 6th day of February, 2006:

J. Russell Campbell
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Debra Sloan

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